

# COUNCIL COMING ATTRACTIONS



## Week of September 26, 2016

Greater Lyttonsville Sector Plan, Briefing on Flower Branch Apartment Explosion and Fire & Subdivision Staging Policy




Council Coming Attractions is a summary of some of the issues before the Council. All Council staff reports and additional information on each item scheduled for Council or Committee review can be viewed at: <http://www.montgomerycountymd.gov/council/packet/index.html>.

Also the Council meeting schedule may change from time to time. The current Council agenda can always be viewed at:

[http://www.montgomerycountymd.gov/council/resources/files/agenda/col/current\\_agenda.pdf](http://www.montgomerycountymd.gov/council/resources/files/agenda/col/current_agenda.pdf).

-  On Tuesday, Sept. 27, the Council Session is scheduled to begin at 10:15 a.m.
-  Hispanic Heritage Month Commemoration on Sept. 27 at 11:30 a.m.
-  Public Hearings on Greater Lyttonsville Sector Plan Sept. 27 & 29 at 7:30 p.m.

## COUNCIL

-  Zoning Text Amendment 16-08, Commercial/Residential "T" Zones-Workforce Housing  
The PHED Committee recommends approval of ZTA 16-08 with amendments. Council President Floreen is the lead sponsor. The staff report can be viewed at:  
[http://montgomerycountymd.granicus.com/Viewer.php?view\\_id=136&event\\_id=4991&meta\\_id=126290](http://montgomerycountymd.granicus.com/Viewer.php?view_id=136&event_id=4991&meta_id=126290).  
ZTA 16-08 would allow density flexibility for the provision of workforce housing. ZTA 16-08 would also exclude the floor area devoted to a publicly owned or operated facility from height limits in Commercial/Residential (CR) "T" Zones.
  - The Zoning Ordinance rewrite was implemented by a District Map Amendment that rezoned all properties within the Council's jurisdiction.

- Commercial/Residential (CR) “T” Zones were applied to properties in Central Business District (CBD) zones. CR zones were intended to have absolute height and density limits. CBD zones had some flexibility to exceed height and density limits.
- The Council used the “T” designation to distinguish properties formerly in the CBD family of zones and allowed them to retain height and density flexibility under certain circumstances.
- Height flexibility is allowed for the provision of workforce housing. Density flexibility is not currently allowed.



#### Greater Lyttonsville Sector Plan

The Council will receive an overview of the Greater Lyttonsville Sector Plan. The Planning Board’s draft Greater Lyttonsville Sector Plan can be viewed at:

[http://www.montgomeryplanning.org/viewer.shtm#http://www.montgomeryplanning.org/community/lyttonsville/documents/Lyttonsville%20PBD%20%207-28-16%20\(web\).pdf](http://www.montgomeryplanning.org/viewer.shtm#http://www.montgomeryplanning.org/community/lyttonsville/documents/Lyttonsville%20PBD%20%207-28-16%20(web).pdf) .

The Council staff report can be viewed at:

[http://montgomerycountymd.granicus.com/MetaViewer.php?view\\_id=136&event\\_id=4991&meta\\_id=126292](http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=136&event_id=4991&meta_id=126292) .

Greater Lyttonsville is located in western Silver Spring and includes the neighborhoods of Lyttonsville and Rosemary Hills. The area is generally defined as follows: to the north, by the northern boundary of the U.S. Army Fort Detrick Forest Glen Annex; to the south, by East-West Highway and Grubb Road; to the east, by 16<sup>th</sup> Street and the CSX railroad tracks; and to the west, by the western boundary line of the Forest Glen Annex and Rock Creek.

- The Planning Board’s vision for this plan is to, “Preserve the integrity of the area’s neighborhoods along with their special heritage and character, while strategically encouraging mixed-use development near transit and expanding parks, trails and open spaces.”
- Two future Purple Line stations are proposed for Greater Lyttonsville. The Planning Board’s proposed Sector Plan “presents ways of connecting the long disparate, residential, industrial and institutional districts in Greater Lyttonsville to bring the neighborhood together and make full use of existing and future transit.”



#### Apartment Explosion/Fire in Silver Spring

The Council will receive a briefing on issues related to the Aug. 10 Flower Branch Apartments explosion and fire in Silver Spring on Arliss Street. More than 50 public and private agencies have been involved with this emergency and its response. Director Earl Stoddard from the County’s Office of Emergency Management and Homeland Security will provide a PowerPoint presentation to the Council. Some of the other department/agency representatives who will be present to provide information and answer questions include:

- ✓ Scott Goldstein, Chief, Fire and Rescue Services;
- ✓ Thomas Manger, Chief, Police Department;
- ✓ Uma Ahluwalia, Director, HHS;
- ✓ Clarence Snuggs, DHCA; and
- ✓ A representative from WSSC.

The National Transportation Safety Board (NTSB) and Washington Gas have also been invited to attend this briefing. The staff report can be viewed at:

[http://montgomerycountymd.granicus.com/MetaViewer.php?view\\_id=136&event\\_id=4991&meta\\_id=126298](http://montgomerycountymd.granicus.com/MetaViewer.php?view_id=136&event_id=4991&meta_id=126298) .

## COMMITTEE



#### Executive Regulation 14-14, Smoking, Tobacco and Nicotine Prohibitions and Restrictions

On Sept. 26 at 9:30 a.m. the HHS Committee will review Executive Regulation 14-14. The staff report can be viewed at:

[http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926\\_HHS1.pdf](http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926_HHS1.pdf) .

Executive Regulation 60-91, Smoking Regulations and Restrictions, has not been updated since the last quadrennial review in 1992. Proposed Executive Regulation 14-14 will replace Executive Regulation 60-19 and coincides with changes to COMCOR as a result of:

- Bill 33-12, which was enacted by the Council to prohibit smoking on all County owned and leased property and bus stops or stands;
- Council Resolution 17-210, which prohibits smoking in indoor common spaces of multi-family residential property and within 25 feet of playgrounds on such property; and
- Bill 56-14, which places certain restrictions and controls on the use and sale of e-cigarettes and other electronic nicotine delivery devices.

#### Zero: 2016 Initiative for the Chronically Homeless

The Committee will receive an update on Zero: 2016. The staff report can be viewed at:

[http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926\\_HHS2.pdf](http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926_HHS2.pdf).

Montgomery County's Zero: 2016 Plan was developed with a primary focus on the rapid exit of veterans from homelessness to permanent sustainable housing. This plan was developed as the result of collaborative discussions among the County's DHH5, family and single adult shelter providers, veterans groups, the U.S. Department of Veterans Affairs Supportive Services for Veterans Families and others. This group reviewed the homeless continuum of care to determine what federal, state and local resources were available and the strategies necessary to specifically address veteran homelessness.

- In December 2015 the County was able to provide housing for every identifiable homeless veteran. The County has also received certifications from the U.S. Interagency Council on Homelessness and the Zero: 2016 Campaign.
- Achieving a "functional zero" for homeless veterans does not mean that there will never be a veteran experiencing homelessness, but future homeless veterans will be housed quickly because of the systems in place and the ability to mobilize resources.

#### Progress Place

The Committee also will receive an update on the new Progress Place. The staff report can be viewed at:

[http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926\\_HHS3.pdf](http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926_HHS3.pdf)

The four-story, 40,000-square-foot Progress Place shelter, being built off Georgia Avenue directly behind Silver Spring Fire Station 1, will replace the existing Progress Place resource center that currently serves the areas homeless. Councilmembers and other County officials broke ground on the site in Oct. 2015. The ribbon cutting is scheduled for Dec. 10 at 10:30 a.m.

- The building will include a larger dining room for Shepherd's Table; more space for Interfaith Works' Community Vision; space for therapeutic, alcohol and drug support groups; showers for shelter clients; and 21 bedrooms on the fourth floor designed to provide long-term housing.

#### Homelessness in the Silver Spring CBD and in Libraries

Uma Ahluwalia, Director, HHS, and Parker Hamilton, Director, Dept. of Public Libraries will discuss the use of libraries by homeless people, particularly in Silver Spring. The staff report can be viewed at:

[http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926\\_HHS4.pdf](http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926_HHS4.pdf).

The Committee has expressed an interest in understanding how other jurisdictions provide outreach and appropriate services to homeless individuals in a library setting.

#### Subdivision Staging Policy

On Sept. 26 at 2 p.m. and Sept. 30 at 9:30 a.m. the PHED Committee will continue their discussion of the Subdivision Staging Policy (SSP). The staff report can be viewed at:

[http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926\\_PHED1.pdf](http://www.montgomerycountymd.gov/council/Resources/Files/agenda/cm/2016/160926/20160926_PHED1.pdf).

The latest version of Montgomery County's Subdivision Staging Policy, formerly called "Growth Policy," is being updated. The PHED Committee is scheduled to make recommendations to the Council for review and approval by Nov. 15, 2016. The goal of the SSP is to ensure that there is adequate public facilities infrastructure, schools and roads associated with new development and growth. This SSP update is an opportunity to revise the rules for how the County grows over the next four years.



#### Inspector General & Office of Internal Audit Updates

On Sept. 29 at 2 p.m. the Audit Committee will receive an update from the Inspector General (IG) and the Office of Internal Audit (OIA). The staff report will be available on Sept. 27. The last update was approximately one year ago. Since then OIG has released:

- A series of reports that reviewed the purchase card policies and procedures of six independent agencies (MCPS, HOC, Montgomery College, WSSC, the Revenue Authority and M-NCPPC) and the County Government;
- A capstone report for the purchasing card project that provides a synthesis of policies and practices across the entities based on information from the individual reports; and
- A report that examines the information DPS provides to SDAT as part of its permitting process.
- The OIG update for the Audit Committee also will include information on the OIG's response to inquiries generated through the hotline.

The OIA has released seven reports including:

- two audits of compliance with the wage law;
- a review of the Water Quality Protection Charge assessment;
- a review of cashier operations at the transfer station;
- two CUPF assessments; and
- an update of its risk assessment and long term audit plan.

The OIA also has four ongoing reviews:

- an assessment of Human Rights implementation of Bill 24-15, Minimum Wage for Tipped Employees, with a focus on the quarterly reporting requirements;
- an assessment of compliance with HIPPA within the County;
- a preliminary review of the Department of Correction and Rehabilitation's programs; and
- an investigation of the 911 service interruption.